

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF DELAWARE

IN THE MATTER OF THE APPLICATION )  
OF EAST COAST POWER & GAS OF NEW )  
JERSEY, LLC DBA EAST COAST POWER & )  
GAS FOR A CERTIFICATE TO PROVIDE )  
ELECTRIC SUPPLY SERVICES WITHIN ) PSC DOCKET NO. 18-0134  
THE STATE OF DELAWARE (SUBMITTED )  
February 23, 2018; FILED APRIL 24, )  
2018) )

ORDER NO. 9217

**ELECTRIC SUPPLIER CERTIFICATE**

This 8<sup>th</sup> day of May, 2018, the Delaware Public Service Commission (the "Commission") determines and orders the following:

**WHEREAS**, on February 23, 2018, East Coast Power & Gas of New Jersey, LLC DBA East Coast Power & Gas (the "Company") submitted to the Commission an incomplete application<sup>1</sup> pursuant 26 Del. C. §1001 - §1020, the Electric Utility Restructuring Act (the "Act"),<sup>2</sup> and 26 Del. Admin. C. §3001, the Commission's Rules for Certification and Regulation of Electric Suppliers (the "Supplier Rules"). This incomplete application requested certification for the Company to act as an electric supplier that will utilize appropriate energy procurement strategies to meet the needs of residential, small commercial, large commercial and industrial customers in Delaware. This

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<sup>1</sup> Under Section 3001 of the Supplier Rules, applicants must submit certain required documents to complete their application. The Company's original submission failed to include all of the required documents.

<sup>2</sup> Unless otherwise noted, capitalized terms shall have the meanings ascribed to them in the Act and the Supplier Rules.

incomplete application was docketed as PSC Docket No. 18-0134;  
and

**WHEREAS**, over a two-month period of time, the Commission Staff ("Staff") sent to the Company two notices of deficiency in an attempt to correct the deficiencies in the incomplete application; and

**WHEREAS**, on April 24, 2018, the Company submitted all of the required documents and thereby filed a complete application (the "Application") pursuant to the Act and the Supplier Rules; and

**WHEREAS**, as more specifically detailed in its Memorandum to the Commission, Staff reports that the Application fulfills all of the requirements set forth in the Act and the Supplier Rules for an Electric Supplier Certificate to act as an electric broker. In particular, Staff reports that the Company has specifically presented substantial evidence to support its financial, operational, managerial, and technical ability to broker Electric Supply Service within the State of Delaware. Therefore, Staff recommends that the Commission issue an Electric Supplier Certificate to authorize the Company to provide Electric Supply Services in the State of Delaware;

**NOW, THEREFORE, IT IS ORDERED BY THE AFFIRMATIVE  
VOTE OF NOT FEWER THAN THREE COMMISSIONERS:**

1. East Coast Power & Gas of New Jersey, LLC DBA East Coast Power & Gas is hereby granted a certificate to do business and operate as an Electric Supplier within the State of Delaware. Under this Electric Supplier Certificate, the Company is

authorized to provide Electric Supply Service within the State of Delaware consistent with and in accordance with the Act and the Supplier Rules.

2. East Coast Power & Gas of New Jersey, LLC DBA East Coast Power & Gas is hereby notified that a violation of any applicable order, statute, regulation, rule, or other controlling authority may be enforced by sanctions permitted by §§1012(a) and 1019 of the Act and §3001-10.2 of the Supplier Rules.

3. East Coast Power & Gas of New Jersey, LLC DBA East Coast Power & Gas shall file such reports and pay such fees and assessments as may be required or imposed by §§114, 115, and 1012(c)(2) of the Act and §§3001-3.9 and 3.10 of the Supplier Rules.

4. East Coast Power & Gas of New Jersey, LLC DBA East Coast Power & Gas consents to the jurisdiction of the courts of the State of Delaware for all acts or omissions related to its offering of Electric Supply Services in this State.

5. East Coast Power & Gas of New Jersey, LLC DBA East Coast Power & Gas is hereby placed on notice that the costs of this proceeding will be charged to it pursuant to §114(b)(1) of the Act.

6. The Commission reserves the jurisdiction and authority to enter such further orders in this matter as may be deemed necessary or proper.

**BY ORDER OF THE COMMISSION:**

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Chair

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Commissioner

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Commissioner

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Commissioner

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Commissioner

ATTEST:

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Secretary